

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Patent Application of:

Inventor(s) : Michael Giffin  
Filed : Herewith  
Serial No. : Unknown  
Confirmation No. : Unknown  
Group Art Unit : Unknown  
Examiner : Unknown  
Docket Number : SNY-P4260  
Title : Wireless Streaming Audio System

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Assistant Commissioner for Patents  
Washington, DC 20231

**PRELIMINARY AMENDMENT**

Sir:

Please amend the subject application as follows:

**IN THE CLAIMS:**

Please amend the claims to read as follows:

3. (NEW) The method according to claim 1, further comprising paying a royalty for use of the music file.

15.(AMENDED) A data center, comprising:  
a content server that stores music files for plurality of users;  
means for receiving a request from the user for playback of the music file; and  
means for transmitting the music file to the user for playback, using wireless transmission, as a streaming music file.

A marked-up version of the amendments to the claims is included as an attachment hereto.

### REMARKS

In reviewing the present application prior to filing, the undersigned noted the following informalities:

1. Claim 3 was inadvertently omitted.
2. Claim 15 has a grammatical error.

This amendment is submitted to correct these errors as follows:

1. Claim 3 is submitted herein. Although generally improper to submit a new claim with a claim number smaller than that of the largest numbered claim, the undersigned believes that submission in this manner will likely be less confusing than submission otherwise. The subject matter added by this claim is similar to that of claim 8, and is described in the specification in the paragraph spanning pages 4 and 5 as well as the paragraph spanning pages 5 and 6. Accordingly, this amendment involves no new matter. The undersigned apologizes for any inconvenience to the Office that this inadvertent error has caused.
2. Claim 15 is amended to change "An" to -- A -- . This amendment does not affect the scope of the protection sought by claim 15.

In view of this communication, all claims are now believed to be in condition for allowance and such is respectfully requested at an early date.

Respectfully submitted,



Jerry A. Miller

Registration No. 30,779

Dated: 6/25/01

Please Send Correspondence to:

Jerry A. Miller

Miller Patent Services

29 Seminole Drive

Ringwood, NJ 07456

Phone: (973) 728-2760

Fax: (973) 728-0438

**Customer Number 24337**

**VERSION WITH MARKINGS TO SHOW ALL CLAIM CHANGES**

3. (NEW) The method according to claim 1, further comprising paying a royalty for use of the music file.

15.(AMENDED) [An] A data center, comprising:

a content server that stores music files for plurality of users;

means for receiving a request from the user for playback of the music file; and

means for transmitting the music file to the user for playback, using wireless transmission, as a streaming music file.